

SEP 14 2006

NOT FOR PUBLICATION

**UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT**

**CATHY A. CATTERSON, CLERK
U.S. COURT OF APPEALS**

HERNAN O'RYAN CASTRO,

Petitioner - Appellant,

v.

RAYMOND ANDREWS, Warden,

Respondent - Appellee.

No. 06-15794

D.C. No. CV-04-06416-OWW

MEMORANDUM*

Appeal from the United States District Court
for the Eastern District of California
Oliver W. Wanger, District Judge, Presiding

Submitted September 11, 2006**

Before: PREGERSON, T.G. NELSON, and GRABER, Circuit Judges.

Hernan O'Ryan Castro appeals pro se from the district court's judgment denying his 28 U.S.C. § 2241 petition. We have jurisdiction pursuant to 28 U.S.C.

* This disposition is not appropriate for publication and may not be cited to or by the courts of this circuit except as provided by 9th Cir. R. 36-3.

** This panel unanimously finds this case suitable for decision without oral argument. *See* Fed. R. App. P. 34(a)(2).

§ 2253. We review *de novo* the denial of a § 2241 petition, *see Taylor v. Sawyer*, 284 F.3d 1143, 1147 (9th Cir. 2002), and we affirm.

Castro contends that the Bureau of Prisons' ("BOP") procedures for calculating good-time credit misinterpret federal statute 18 U.S.C. § 3624(b). Specifically, he contends that his good-time credit should be calculated based on the length of sentence imposed, rather than the time of sentence served. However, this contention is foreclosed. *See Mujahid v. Daniels*, 413 F.3d 991, 997-98 (9th Cir. 2005), *cert. denied*, 120 S. Ct. 228 (2006) (noting the BOP's interpretation of 18 U.S.C. § 3624(b) is reasonable and subject to deference). Castro's attempts to distinguish *Mujahid* are unpersuasive. *See Furguiel v. Benov*, 155 F.3d 1046, 1048-49 (9th Cir. 1988); *see also Mujahid*, 413 F.3d at 997-98.

The Clerk shall file the Addendum to Appellant's Request for a Judicial Recommendation received on July 11, 2006.

We deny all outstanding motions.

AFFIRMED.